

Sec. 65. Section 602.11107, subsection 1, Code 1997, is amended to read as follows:

1. Commencing on the date when each category of employees becomes state employees as a result of this Act, public property referred to in subsection 2 that on the day prior to that date is in the custody of a person or agency referred to in subsection 3 shall not become property of the judicial ~~department~~ branch but shall be devoted for the use of the judicial ~~department~~ branch in its course of business. The judicial ~~department~~ branch shall only be responsible for maintenance contracts or contracts for purchase entered into by the judicial ~~department~~ branch. Upon replacement of the property by the judicial ~~department~~ branch, the property shall revert to the use of the appropriate county. However, if the property is personal property of a historical nature, the property shall not become property of the judicial ~~department~~ branch, and the county shall make the property available to the judicial ~~department~~ branch for the ~~department's~~ judicial branch's use within the county courthouse until the court no longer wishes to use the property, at which time the property shall revert to the use of the appropriate county.

Sec. 66. Section 805.6, subsection 3, Code 1997, is amended to read as follows:

3. Supplies of the uniform citation and complaint for municipal corporations and county agencies shall be paid for out of the budget of the municipal corporation or county receiving the fine resulting from use of the citation and complaint. Supplies of the uniform citation and complaint form used by other agencies shall be paid for out of the budget of the agency concerned and not out of the budget of the judicial ~~department~~ branch.

Sec. 67. Section 232A.1, Code 1997, is repealed.

Sec. 68. DIRECTIVE TO CODE EDITOR.

1. The Code editor is directed to substitute the words "judicial branch" for the words "judicial department" when there appears to be no doubt as to the intent to refer to the judicial department.

2. The Code editor is directed to substitute the words "judicial branch" for the word "department", in chapters 232A and 602 when there appears to be no doubt as to the intent to refer to the judicial department.

Approved April 2, 1998

CHAPTER 1048

DRAINAGE DISTRICT REPAIRS AND IMPROVEMENTS — PERIOD FOR FINANCING

H.F. 2492

AN ACT relating to drainage districts, by extending the period for financing repairs and improvements.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 468.127, unnumbered paragraph 2, Code 1997, is amended to read as follows:

If the board deems that the costs of the repairs or improvements will create assessments against the lands in the district greater than should be borne in one year, it may levy the same at one time and provide for the payment of said costs and assessments in the manner

provided in sections 468.57 through 468.61; provided that assessments may be collected in less not more than ten ~~ten~~ twenty installments as the board may determine.

Approved April 2, 1998

CHAPTER 1049

UNDERGROUND FACILITIES — STATEWIDE NOTIFICATION CENTER — NOTICE OF EXCAVATION

H.F. 2502

AN ACT relating to the statewide notification center and providing for alternative staff and the information requirements associated with the notice of an excavation.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 480.3, subsection 1, paragraph a, Code 1997, is amended to read as follows:

a. A statewide notification center is established and shall be organized as a nonprofit corporation pursuant to chapter 504A. The center shall be governed by a board of directors which shall represent and be elected by operators, excavators, and other persons who participate in the center. The board ~~shall~~, with input from all interested parties, shall determine the operating procedures and technology needed for a single statewide notification center; and establish a notification process ~~and~~. In addition, the board shall either establish a competitive bidding procedure to select a vendor to provide the notification service or retain sufficient and necessary staff to provide the notification service. The ~~If a vendor is selected,~~ terms of the agreement for the notification service may be modified from time to time by the board, and the agreement shall be reviewed, with an opportunity to receive new bids, no less frequently than every three years. If the board retains staff to provide the notification service, the board, at the board's discretion, may review the notification service at any time and make a determination to use the competitive bidding procedure to select a vendor.

Sec. 2. Section 480.4, subsection 1, Code 1997, is amended to read as follows:

1. a. Except as otherwise provided in this section, prior to any excavation, an excavator shall contact the notification center and provide notice of the planned excavation. This notice must be given at least forty-eight hours prior to the commencement of the excavation, excluding Saturdays, Sundays, and legal holidays. The notification center shall establish a toll-free telephone number to allow excavators to provide the notice required pursuant to this subsection.

b. A notice provided pursuant to this subsection for a location within a city shall be verbal and include the following information:

~~a. The name of the person providing the notice.~~

~~b. The precise location of the proposed area of excavation, including the range, township, section, and quarter section, if known.~~

(1) A street address or block and lot numbers, or both, of the proposed area of excavation.

~~c.~~ (2) The name and address of the excavator.

~~d.~~ (3) The excavator's telephone number.

~~e.~~ (4) The type and extent of the proposed excavation.

~~f.~~ (5) Whether the discharge of explosives is anticipated.